

## MEMORANDUM

Memo #13-034-01

**TO:** Chief Treadway

**FROM:** Sgt. Matt Wright #704

**DATE:** March 29, 2013

**RE:** SUPPLEMENTAL INFORMATION REF: Series 09 Location Transfer of existing liquor license for Walgreens

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### Supplemental Information

On Tuesday March 26, 2013 I received an email from Danny Bockting who is the Senior Project Manager hired by Walgreens for the construction of the new Walgreen's store. Danny's email clearly outlines that he did agree that the measurements I took as stated in my previous memo indicates the Store is within 300 feet of the nearest church, Canyon Chapel located at 1919 N. Fourth St. Danny states in his email that he had spoken with a representative from the Arizona Department of Liquor License and Control (AZDDLCC) who advised Danny to prepare a very detailed drawing that clearly illustrates a portion of the Walgreens building that would be removed from the application showing space within the store that would not be licensed under the proposed liquor license. This space of the building being excluded from the liquor license would put the portion of the licensed premises at or just outside 300 feet away from the Canyon Chapel.

Danny provided this drawing which is attached. The shaded area indicates the new area the proposed liquor license would cover. The drawing indicates a 300 foot mark, and puts the shaded area outside of the 300 foot mark. This drawing is identified as drawing number 1. I went to the building and measured and found the shaded area on the drawing to be right at or just over 300 feet away from Canyon Chapel. On March 27, 2013 I spoke with Danny who confirmed the information he had provided via email. Danny also stated the drawings he provided were completed by a surveyor and felt confident in its accuracy. I agreed that the measurements looked very close but appeared the new proposed area of the store to be licensed would be at or just outside 300 feet.

I spoke with an investigator at the Arizona Department of Liquor License and Control. He confirmed that if the license application was modified and was outside of 300 feet they would be fine with the application. I was advised Alan Parris of the AZDLLC would be coming to Flagstaff to measure the distance as well.

I spoke with Mandy Brokaw the listed manager on the application. Mandy had a very clear idea of where the new proposed boundaries would be for the sale and storage of alcohol if approved.

Mandy walked me through the business and assisted with the measurements. Mandy also stated the new store did not have any plans to sell 40 ounce malt liquor, or any beer sold only in single cans. Mandy stated they would be selling beer packaged in 6 packs along with beer packaged in larger packs up to and including 30 pack sizes. Mandy also explained all of the smaller bottles of spirituous liquor (such as “shooters” and ½ pints) would be for sale but stored behind the counter as to reduce shoplifting and other related crimes.

I have also left two voice messages at the Canyon Chapel. I wanted to solicit their thoughts and concerns if any about the liquor license request by Walgreen’s. I also wanted to provide them with the date and time of the council meeting. I have not received a return phone call to date.

On March 28, 2013 a representative from AZD LLC, Mr. Parris, came to confirm the measurements. We went to the Walgreen’s and met with Mandy. It was during this conversation that Mr. Parris advised the AZD LLC did not have the new amended drawing on file which would be required prior to proceeding with a new recommendation. We measured and confirmed the area that needed to be removed from the licensed area of the store to confirm compliance with the 300 foot mandate. Mr. Parris later met with representatives from Walgreens who completed another diagram shading out the area that will not be part of the licensed premise if approved. This was filed with the AZD LLC and emailed to me thus making drawing number 1 provided by Danny Bockting obsolete.

I have attached the detailed drawing as provided by AZD LLC (Identified as Drawing #2) which was filed and accepted on March 29, 2013. With the new proposal of the modified licensed area being outside of 300 feet of the nearest church, and the fact this is acceptable to the AZD LLC I change my recommendation to the Council for approval.